

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of Friday, October 24, 2014

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Montgomery, Commissioner Callisto and Commissioner Nowak (telephonically).

Minutes

The Commission approved the minutes of the open meeting of Friday, October 17, 2014.

4180-WR-101 - Application of North Cape Sanitary District, Racine County, Wisconsin, for Authority to Increase Water Rates

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

1-AC-244 - Amend Relevant Sections of chs. PSC 112, PSC 133, and PSC 184 to Conform with 2011 Wisconsin Act 155, and Amend Relevant Sections of PSC 118 to Conform with 2014 Wisconsin Act 300

Clearinghouse Rule No. 14-053

Order Adopting Proposed Rules and Associated Legislative Report

The Commission approved the draft Order Adopting Proposed Rules and the associated report to the Legislature concerning the requirement to obtain a certificate or approval prior to beginning a proposed project, displacement facility requirements, and determining the displacement percentage, and directed Commission staff to make the necessary filings. If neither the Governor's office nor any legislative committee requests changes to the rule, Commission staff is directed to prepare an Order Adopting Final Rules and to make the required filings without further Commission action.

4340-EI-100 - The Wisconsin Cable Communications Association, and Participating Members Charter Cable Partners, LLC and Time Warner Cable Midwest LLC Complaint Against the City of Oconomowoc, Waukesha County, Wisconsin, as an Electric Public Utility, Regarding Reasonable Compensation for Attachments of Complainants' Cable Facilities to the City's Utility Poles

The Commission granted the request filed on behalf of Wisconsin Cable Communications Association, Charter Cable Partners, LLC, and Time Warner Cable Midwest, LLC, to open a docket for their complaint against the Oconomowoc Electric Utility regarding pole attachment charges and referring the matter to the Administrative Law Judge for scheduling.

The Commission directed the Gas and Energy Division to draft a Notice of Proceeding and directed that it be signed by the Secretary to the Commission on behalf of the Commission.

6650-CG-233 - Application of Wisconsin Gas LLC, as a Gas Public Utility, for Authority to Construct a Natural Gas Transmission Lateral from the Viking Gas Transmission Company Interstate Pipeline to the City of Tomah, through Eau Claire, Jackson, Clark, and Monroe Counties, Wisconsin, to Provide Natural Gas to Existing and New Service Areas in Municipalities in the Project Area

The Commission approved reopening docket 6650-CG-233 for the limited purpose of clarifying two issues in the Commission's final decision issued July 18, 2014: (1) whether the town of Foster, located in Clark County, Wisconsin, authorized Wisconsin Gas LLC to provide natural gas service in the town; and (2) whether Wisconsin Gas LLC is authorized to construct its natural gas transmission lateral and provide natural gas service in the town of Foster.

The Commission directed the Gas and Energy Division to draft an order consistent with its decision.

5-GT-100 - Fiscal Year 2015 Broadband Expansion Grants

Fiscal Year 2015 Broadband Expansion Grant Awards

The Commission reviewed the applications for broadband expansion grants and determined the applicants to which funds should be awarded for Fiscal Year 2015.

The Commission waived the late filing and accepted the grant application submitted by the Forest County Potawatomi Community and Millennium Economic Development Corporation, d/b/a the Forest County Economic Development Partnership.

The Commission conditionally approved the broadband grant award to Waupaca OnLine.net (WOL), providing sixty days for WOL to provide a letter from a private entity confirming its public-private partnership with WOL, in order to receive grant funds.

The Commission directed the Division of Business and Communications Services to draft an order consistent with its discussion and to send out grant notification letters to the selected applicants.

1-IC-494 - Application for Intervenor Compensation filed by Citizens Utility Board to Participate in Docket 9400-YO-100

The Commission approved the requested for intervenor compensation filed on behalf of the Citizens Utility Board, awarding the amount of \$84,600 in intervenor compensation.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion.

CLOSED SESSION – The Commission recessed the open meeting, went into closed session under Wis. Stat. § 19.85(1)(g) to discuss the litigation matters noted below with legal counsel, and reconvened the open meeting pursuant to Wis. Stat. § 19.85(2).

Commissioner Callisto moved, pursuant to Wis. Stat. § 19.85(1)(g), that the Commission convene in closed session to discuss the litigation matters listed below. Commissioner Nowak seconded the motion. The motion was carried and the Commission went into closed session.

After a discussion in closed session, the Commission reconvened in open session.

FERC Docket No. ER14-2952-000 – Midcontinent Independent System Operator, Inc.

Possible Response to Request to Hold Proceeding in Abeyance and Conditional Protest of Wisconsin Electric Power Company

The Commission approved the filing of a Motion for Leave to Answer and Answer with the Federal Energy Regulatory Commission (FERC) consistent with its discussion.

FERC Docket No. EL13-75-000 – Indicated Load-Serving Entities v. Midcontinent Independent System Operator, Inc., and PJM Interconnection, LLC

Proposed Settlement

The Commission discussed this matter and approved the settlement agreement in this matter.

The Commission delegated authority to the chief legal counsel or her proxy to act on behalf of the Commission on this settlement proposal.

The Commission adjourned the meeting at 10:30 a.m.

Sandra J. Paske
Secretary to the Commission

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